

Board of Selectmen  
October 1, 2012

PRESENT: Richard Griffin, Chairman  
Richard Nichols, Vice Chairman  
Michael Pierce, Selectmen  
Philip Bean, Selectmen  
Ben Moore, Selectmen  
Frederick Welch, Town Manager

SALUTE TO THE FLAG

I. Town Clerk and Tax Collector Presentation – Postponed to October 15, 2012

1. Employee Recognition

II. Public Comment Period - None

III. Announcements and Community Calendar

Mr. Pierce commented on the success of the PC for kids program and a monetary donation received. The flowers in the front of this building look great.

Mr. Moore announced the Old Hampton Tavern Walk on October 13 from 2 to 5 pm. The Arts Walk is this week on Thursday and Friday and the Historical Society Annual Meeting will be this Friday at 6:30.

IV. Appointments

1. Chief Sullivan – Postponed to October 15, 2012

a. Departmental Update

2. Keith Noyes

a. Winnacunnet & Route 1 Intersection Update

Mr. Noyes provided the Board with a report on the sewer system inspection in regards to the Lafayette Road/Winnacunnet Road intersection. The report does support that these sewer pipes really do need to be replaced. He would recommend that Hoyle, Tanner & Associates be allowed to continue and complete the design work to replace the sewer with the idea that the project be put out to bid after Town Meeting and he explained why. He has spoken with the State and they are not willing to invest additional money until the Town commits to the project. The warrant article would include both projects the sewer work and the intersection.

It has been indicated to him by DOT that if the project does not go forward at this time there will most likely not be funding available again for this in the future.

## Discussion

The following members of the Board asked questions or made comments which were addressed by Mr. Noyes.

Mr. Moore asked questions and made comments on the following: if there is liquid in the pipes is there more pollution around the pipes, cost include moving utility lines and Federal funds available.

Mr. Nicholas asked questions and made comments on the following: the amount of the phase 1 design, State not willing to fund any more than 80% of phase 1 until Town commits, commitment in writing from the State to fund additional money if the warrant article was to pass and not clear to him at this point that doing this intersection is a priority for spending \$650,000 plus.

Mr. Bean asked questions and made comments on the following: echoes Mr. Nichols in that there needs to be ironclad participation from the State that they will fund this project prior to receiving his support, looks like a great deal for the Town if the State is still willing to fund and wonders if this sewer work would be in the top ten for being replaced.

Mr. Pierce asked questions and made comments on the following: does this sewer project rank in the top 10, what are we going to do with the pipes, what other areas might be worse off, need a some sort of a schedule and he is against this whole project.

Chairman Griffin asked questions and made comments on the following: does not agree with the top 10 since we will probably never know what the top 10 are, is in favor of a warrant article if there is guaranteed funding from the State and related a story he heard from a resident who had an accident in the past at the intersection.

Mr. Noyes reiterated that his major concern with this intersection is safety which is his top priority. The sewer work just came up as a side issue.

Mr. Nichols made the following comments in regards to safety of the intersection: observation he made after sitting and watching this intersection between 4:30 and 5:00 last week, he would like to get a relative understanding of the safety issues, shared some statistics, like to see some comparisons to safety at other intersections in Town and has anyone looked at removing the entrance/exit on the corner for the Galley Hatch. Mr. Noyes went through the three intersections that are on his radar and provided some statistics on these intersections. There was an additional discussion on the issues with safety at this intersection and some things the light will help with. Mr. Noyes has nothing but support from all abutting properties.

Mr. Nichols agrees that it makes sense to fix the sewer if the intersection is reconstructed. He provided a scenario if they were not to do the sewer work now and have to do it in the future what are we looking for as a cost and Mr. Noyes believes it to be around \$300,000. There was an additional discussion when it is best to do the sewer work and all the different scenarios on the repairs.

Mr. Pierce asked if the spur could be made one way and moving the entrance/exit of Galley Hatch. The possibility of cost increase and project cost was discussed. Mr. Noyes discussed the spur road in detail including the plans for a slip lane for right turns.

Mr. Moore asked if decisions need to be made in regards to cost.

Mr. Bean stated that we are looking at 2 projects. He wants to see this broken out in two separate items one being above ground including safety concerns and the other being below ground.

b. DPW CIP

Mr. Noyes provided the Board with updated/adjusted CIP plan for DPW. He went into detail on how he came up with the information included in report and suggested 4 warrant articles: \$375,000 for vehicle replacement, \$500,000 sewer & drain building and wash station, \$300,000 for survey design work for Exeter Road reconstruction and \$657,970 for Lafayette/Winnacunnet Road reconstruction and sewer work. He would like to see this move forward with the support of the Board. He also discussed the sewer moratorium put on the Town by the State and work being done at the WWTP. He discussed the lack of plans of the sewer/drain system in Town and the work they are doing to change this. In the budget he put the money to do the I & I Study of the facility plan.

Discussion

The following members of the Board asked questions and made comments as follows which Mr. Noyes addressed.

Mr. Pierce asked questions and made comments as follows: agrees with importance of looking at what's going on underground throughout Town and thinks we should do the whole Town and not just one area such as the beach.

Mr. Nichols asked questions and made comments as follows: went through some numbers in regards to DPW CIP, wash bay and sewer & drain garage looking for detail on cost, WWTP facility plan and I & I Study and things perceived as warrant articles and included in CIP are now being spread out through the budget.

Mr. Moore asked questions and made comments as follows: questioned the amount of CIP being correct, cost of pickup trucks not being included in CIP and pickup trucks should not be in CIP but instead in DPW budget.

Mr. Bean pointed out that this is a revised agenda and it is unfair to the Director and he himself is not prepared to make any decisions on this topic without having time to review the information first. He would prefer that this be rescheduled to allow more time to review. Mr. Moore is happy to put this off but we are pressed for time. Mr. Nichols can understand the point made by Mr. Bean and possibility of meeting next Monday. The Board agreed to meet next Monday to discuss DPW.

V. Approval of Minutes

1. September 17, 2012

Page 3, 5<sup>th</sup> paragraph, 4<sup>th</sup> line. Add after the word accidents "over three years"

Page 6, 1<sup>st</sup> line, number 1, add "at Harbor Road" after the word "Right-of-Way"

2<sup>nd</sup> line under VII. Discussion. change "matrix" to metrics"

Page 8, 2<sup>nd</sup> paragraph reword the first sentence to read as follows: "Mr. Nichols asked if Manchester Street is one of the 7 streets, and Mr. Welch confirmed that it was"

Mr. Nichols MOTIONED to APPROVE the correction to the minutes of September 17, 2012 as amended. Chairman Griffin SECONDED.

VOTE: 5-0-0

Mr. Pierce brought up the meeting from last week and the fact that the first hour of the meeting was not recorded. He brought up a solution of having a parallel system in place as suggested by the IT Committee.

#### VI. Town Manager's Report

1. The Town is currently seeking quotations from licensed abatement firms for estimates through the Building Department for asbestos abatement in the Old Court House.
2. The Department of Public Works has begun the process of removing all of the beach rakings held in the DPW yard. Once cleared up, stockpiling will no longer be allowed. .
3. The State department of Resources and Economic Development has informed the Town that they will no longer be conducting beach raking in house with their own equipment after the close of this year. The Board needs to consider what processes will be used to clean Town Beaches since the equipment we now use will no longer be available.
4. The Town is re-programming the traffic light sequences at 4 corners, Lafayette, Exeter and High Streets. The change, while technical, will allow the current process of trapping vehicles turning from Lafayette Road at this intersection to end thereby eliminating confrontation with traffic attempting to exit Exeter Road and High Street.
5. Smuttynose Rockfest Road Race – The office has received several calls in regard to traffic/road closures and the cleanup. Smuttynose organizers have responded to the calls and will be cleaning all 20 miles of the roads used for the race.

Mr. Welch added to his report the following Items: request for a Pig Roast this Sunday at Wally's Pub; received today at noon that the Hampton Beach State Park announced a 4 pm meeting today to present a summary of operations of the season at the State Park; the Governor and Governor's Counsel will be holding a meeting on Wednesday at 9 am at the State Facilities; information on land given to the Conservation Commission including information from Legal Counsel this needs to be approved by the Board; a follow up on the information Mr. Nichols requested in regards to street lights continuing to go up and an email he received from the Coalition.

Mr. Nichols MOTIONED that the Board approve the receipt by the Conservation Commission under RSA 36A:4 Gifts of Real Estate interest in conjunction with the Longview Place Development on Drakeside Road in the form of A: a warrant deed for the 0.13 acre parking area and for permission to use the trail system and B: the release of a drainage easement shown on a prior plan that is no longer needed. Mr. Moore SECONDED.

VOTE: 5-0-0

#### Discussion

The following members of the Board asked questions and made comments which were addressed by Mr. Welch.

Mr. Nichols asked questions and made comments as follows: information he is in the process of obtaining in regards to cost of street lighting, stock piling of the sand in regards to agreement with DRED, reprogramming of High Street traffic light and when it will be complete, Wally's Pig Roast effect on the neighborhood and policy regarding the trash/recycling carts replacement.

Mr. Pierce asked questions and made comments as follows: stock piling of the raking from the beach, discussion on the contract that the State will be using in regards to beach raking in the future and effect on Town, and meeting in regards to windmills being used to generate energy on this Thursday.

Mr. Moore asked questions and made comments as follows: what type of permit Wally's Pub is looking for and thanked him for mentioning the lights at High Street.

Chairman Griffin shared comments he received in regards to the Road Race and people not being able to get out to go to church. There was an additional discussion on the race including how this race is a qualifier for the Boston Marathon. Discussion on the closure of roads and how this was not actually the case but instead traffic was limited.

Lieutenant Gidley provided information on the Pig Roast at Wally's.

Mr. Bean asked if the Acting Police Chief reviewed the application from Wally's, and yes it is approved with conditions so he would suggest that someone make a motion on this. Mr. Moore questioned if any further information is available in regards to this application and Mr. Welch stated that the Board has been given all the information that he has.

Mr. Moore MOTIONED to approve the application made by Wally's Pub to hold a Pig Roast. Mr. Bean SECONDED.

Discussion on motion

Mr. Nichols asked if the band is outside and if this was the case in the past. It was confirmed that the band will have to be inside.

VOTE: 5-0-0

## VII. 2013 Budget

### 1. Final Budget Changes

Mr. Welch and Mr. Schwotzer presented the Board with the changes to the budget. He went through a memo he had sent to the Board last week. The total adjustments were \$312,000 bringing the budget total to \$24,687,154 or .68% change over 2012 budget. The changes were made in the following areas: contracted services in Assessing, PD new hire proposal removed, 2 pickup trucks one from Building and one from DPW, electricity cost reduced and misc. others.

Discussion

The following members of the Board asked questions and made comments which were addressed by either Mr. Welch or Mr. Schwotzer.

Mr. Pierce asked questions and made comments as follows: asked how they will handle the electric cost reduction, removal of pickup truck from Building and Library sick leave adjustment.

Mr. Moore asked questions and made comments as follows: try and encumber some money for the vehicles removed.

Mr. Nichols asked questions and made comments as follows: leave the money in Assessing for contracted services for reasons they have gone over and discussed leaving Building Department pickup truck in the budget. Mr. Schwotzer stated that they believe they will be able to purchase the Building truck with money this year.

The Board agreed on the following: leaving the money in contracted services under Assessing and adding \$10,000 back to the reduction in electricity accounts.

Mr. Nichols made the following comments to the Board about a spreadsheet he had provided to Mr. Welch and Mr. Schwotzer: additional reductions to offset items he wanted put back in as discussed above, he went through the highlights of the items in which he felt could be reduced, mentioned how all his reductions are based on comparing actuals and run rates. The highlights included: microfilming cost in Finance Budget, part time wages in Parking Lots, Tuition reimbursement in PD and budget for minute taking for Board of Selectmen. There were discussions on microfilming of assessing records, PD tuition reimbursement and minutes for Selectmen.

Mr. Moore summarized the changes the Board discussed and questioned if there will be further changes before the next presentation. Mr. Schwotzer will be looking at this again along with the suggestions made by Mr. Nichols and bring this back to the Board.

Mr. Nichols complimented Mr. Welch, Mr. Schwotzer and the Department Heads for the work they did on this.

## VIII. Old Business

Mr. Bean brought up Impact Fees and the unreimbursed monies from the State under this, and yet there is no metric in place for the recouping. He reminded everyone that he has attempted to address this on several occasions since his tenure began as a Selectman. He discussed reports that have come from Department Heads and the Finance Department in regards to this. He believes that the Board needs to bring these items to the front burner. He discussed in detail a study done by Mayberry on impact fees which he would like placed on the website. He feels very strongly that impact fees regarding the State needs to be quantified. This Town is unlike any other Town in NH in regards to this exposure. He looks forward to a dialogue on this in the future.

Mr. Nichols thinks the Town takes it on the chin as far as the State is concerned and brought up a cost study done about 5 years ago. He thinks all Mr. Bean's points are valid and he should sit with Mike to go over some numbers. Mr. Nichols mentioned how there needs to be a different way to look at Rooms & Meals Tax which is something Nancy Stiles is working on.

Mr. Pierce also agrees with what was said and we need to have a vehicle in place allowing us to charge the State. He thinks that the way that this will have to be done is through legislation.

Mr. Moore stated that clearly it takes legislation for the change and he discussed the allocation of Rooms & Meals tax throughout the State. He would almost suggest a PILOT as

opposed to trying to change legislation on Rooms & Meals Tax. Fighting for a PILOT could be easier to get from the State.

Chairman Griffin thinks one of the main problems is that there are many Towns who look at Hampton as being a very wealthy Town and all they do is complain.

Mr. Bean would like to see the Board work with Finance as the year winds down and establish the metrics on exactly what the cost are, and without those we cannot have a conversation.

#### IX. New Business

##### 1. 2013 Warrant Articles

Mr. Nichols commented that most of the articles are related to DPW and the Board will be discussing them next week.

Mr. Pierce suggested that the Budget Committee see the draft, for comments before we go to press.

#### X. Consent Agenda

##### 1. Raffle Permit – The James House Association – 10/16/12

##### 2. Parade and Public Gathering License – The James House Association – 10/16/12

Mr. Pierce MOTIONED to MOVE the Consent Agenda. Mr. Moore SECONDED.

VOTE: 5-0-0

#### XI. Selectmen's Closing Comments

Chairman Griffin stated that the meeting next week will be at 6 pm and devoted to those two items.

#### XII. Adjournment

Mr. Pierce MOTIONED to adjourn the public meeting. Mr. Nichols SECONDED.

VOTE: 5-0-0

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Chairman